



Deval L. Patrick
Governor

The Commonwealth of Massachusetts

Department of Public Safety

One Ashburton Place, Room 1301

Boston, Massachusetts 02108-1618

Phone (617) 727-3200

Fax (617) 248-0813

TTY (617) 727-0019

www.mass.gov/dps

Andrea J. Cabral
Secretary

Thomas G. Gatzunis, P.E.
Commissioner

Board of Elevator Regulations – Hearing Minutes – January 7, 2014

This meeting was held in accordance with G. L. c. 30A, §§18-25, the Open Meeting Law

Present:

Walter Zalenski, Chair

Cheri Davis, Member

Michael Nicoloro, Member

Thomas Riley, Member

John O'Donoghue, Member

Susan Genduso, DPS

Harold McGonagle, Member

Kevin McGettigan, Member

Rosemary Hyde, DPS

Absent:

David Gaudet, Member

Meeting is called to order and board members are introduced by the Chair – a quorum is present

Minutes:

- Review of Revised Minutes of December 3, 2013
Motion by: Harold McGonagle to accept the revised minutes
Seconded by: Kevin McGettigan
Vote: 7-0, **Minutes Accepted**
- Review of Minutes of December 17, 2013
Motion by: Harold McGonagle to accept the minutes as read
Seconded by: John O'Donoghue
Vote: 6-0, **Minutes Accepted**
Abstained: Tom Riley

Petitions Heard:

I. 21 Logan Street, Springfield, MA – 281-F-373

524 CMR – 2012, 17.41 Single bottom jack and 17.16-24 Cables

Owner: United Plumbing Supply Inc., 210 Hickory Street, Springfield, MA 01109

Petitioner: Gregory W. Buxton, c/o United Plumbing Supply Inc.

Petitioner is seeking relief from Inspectors Report #137332, dated July 22, 2013 (Item #1 – Single bottom jack, Code 17.41 and 17.16-24, 8.06). Building is in the process of being sold and will be demolished.

Petitioner is seeking an extension for 6 months for Item #1 only. A motion is put forth by John O'Donoghue to grant a one-time six month extension on Item #1 – Single bottom jack (until July 7, 2014). DPS shall extend Item #1 until July 7, 2014, all other items on Inspectors Report must be repaired prior to re-inspection.

Motioned by: John O'Donoghue
Seconded by: Kevin McGettigan
Vote: 7-0, **Relief Granted – Item #1**

II. 58 West Main Street, Hopkinton, MA 01748 – 139-P-79
524 CMR-2012, Section 35.00 2.14 (8) Refuse Enclosures

Owner: Golden Pond Residence Care Corp., 50 West Main Street, Hopkinton, MA 01748

Petitioner: Joshua Roccapriore, 2 Bourbon Street, Peabody, MA 01960

Petitioner is seeking a variance to allow an oversized vent in a hoistway. According to the Inspector it does not pose a safety hazard. A motion is put forth by Kevin McGettigan to grant the variance as requested.

Motioned by: Kevin McGettigan
Seconded by: John O'Donoghue
Vote: 7-0, **Variance granted**

III. 54 Eastford Road, Southbridge, MA 01550 – 278-V-104, 278-V-105, 278-V-106
524 CMR-2012 32.01(3)

Owner: Hyde Tools, Inc., 54 Eastford Road, Southbridge, MA 01550

Petitioner: Paul Hasbrouck, Worcester Elevator Co., Inc., 4 Southbridge St., Auburn, MA 01501

Petitioner is seeking relief from Inspectors Report #104758 dated July 2, 2012. The VRCs were installed prior to 1979 and as such are in compliance with ASME B20.1 the code in effect at the time of installation. A motion is put forth by Kevin McGettigan to grant the variance. DPS shall abate the inspectors report.

Motioned by: Kevin McGettigan
Seconded by: Harold McGonagle
Vote: 7-0, **Relief granted**

IV. 19 Sherman Road, North Reading, MA 01864
524 CMR-2012 Section 35 2.27.10 Medical Emergency Elevator

Owner: North Reading School Department, Sherman Road, North Reading, MA 01864

Petitioner: David Thibodeau, Eagle Elevator, 176 Norfolk Avenue, Boston, MA 02124

Petitioner is seeking a variance to allow the use of a 40"x78" in door in place of 42"x78" doorway required by code. The hoistway is pre-existing and too narrow to accommodate a proper sized door for a stretcher. The doors on the other three units in the building are in compliance. A motion is put forth by John O'Donoghue to grant the variance as requested.

Motioned by: John O'Donoghue
Seconded by: Harold McGonagle
Vote: 7-0, **Variance Granted**

V. 765 Commonwealth Avenue, Boston, MA 02215
ASME A17.1-1996

Owner: Boston University, 765 Commonwealth Avenue, Boston, MA 02215

Petitioner: Don Birdsall, LIFT-U Div., Hogan Mfg., Inc., PO Box 398, Escalon, CA 95320

Petitioner is seeking a variance to install (2) LIFT-U Courtroom lifts to provide accessibility for judge and witnesses using the courtroom. The proposed Courtroom lifts are fully compliant with ASME A18.-1 2008 (Massachusetts has not adopted A18.-1 2008). The height of the sidewall is 29 inches at a fully raised position. Code requires a 42" high sidewall. A motion is put forth by Kevin McGettigan to place the petition on hold until February 2, 2014, after Architectural Access Board's review scheduled for January 27, 2014.

Motioned by: Kevin McGettigan
Seconded by: Harold McGonagle
Vote: 7-0, **Variance On Hold**

Variance Review:

**1. 85 Brookline Street, Boston, MA - Massachusetts Bay Transportation Authority
Elevators #990, 991, 992 and 993 – Petition originally heard on October 22, 2013**

The first two units of four have been installed and are not in compliance with the variance granted by The Board. The curtain wall not installed and in its place windows were installed with a 7” ledge. The Department has issued a 30 day certificate for the first two units. A permanent certificate will not be issued until the steel fascia has been constructed correctly.

A motion was put forth to adjourn the meeting by Kevin McGettigan, all in favor. Meeting adjourned at 2:40 pm.

Exhibit List:

- Exhibit 1: Petition packet for 21 Logan Street, Springfield
- Exhibit 2: Petition packet for 58 West Main Street, Hopkinton
- Exhibit 3: Petition packet for 54 East Ford Road, Southbridge
- Exhibit 4: Petition packet for 19 Sherman Road, North Reading
- Exhibit 6: Petition packet for 765 Commonwealth Avenue, Boston

Prepared by: Rosemary Hyde